This is an electronic copy. Attachments may not appear. BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

NC 25

PUBLIC UTILITY COMMISSION OF OREGON,)	
Complainant,)	
V.)	ORDER
PACIFICORP dba PACIFIC POWER &)	
LIGHT COMPANY (An Oregon Corporation),)	
Defendant.)	

DISPOSITION: STIPULATION ADOPTED

On November 15, 2000, the Public Utility Commission of Oregon filed a complaint against Defendant. The complaint charged Defendant with one violation of law and requested a penalty of \$1,000. On November 15, 2000, a copy of the complaint was served.

On December 8, 2000, the parties to this proceeding entered into a stipulation, which is attached and incorporated by reference.

Defendant admits committing the violation alleged in the complaint. The stipulation is adopted.

From the foregoing, it is concluded that no hearing is required. Under the terms of the stipulation, the allegations of the complaint are true, and Defendant has violated Oregon Administrative Rule(s) as alleged. Pursuant to the provisions of ORS 757.993, penalties should be assessed against Defendant under the terms and conditions of the stipulation.

ORDER

IT IS ORDERED that:

- 1. Civil monetary penalties shall be assessed against Defendant in the amount of \$1,000; and
- 2. Payment of the penalties (\$1,000) shall be suspended for a period of one year following entry of this order; and
- 3. Within 45 days following entry of this Order, Defendant shall arrange for a training session on Oregon excavation laws by contacting the Oregon Utility Notification Center (OUNC) Speakers Bureau.
- 4. Complainant may reopen this proceeding and petition for imposition of all or a portion of the suspended penalties if Defendant has not complied with all OUNC rules for a period of one year following entry of this order.

Made, entered, and effective _	·
	William G. Warren
	Director
	Utility Program

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to ORS 756.580.

1	BEFORE THE PUBLIC UTILITY COMMISSION		
2	OF OREGON		
3	NC 25		
4	PUBLIC UTILITY COMMISSION OF OREGON,		
5	OKEGON,		
6	Complainant, v.	STIPULATION FOR ENTRY OF FINAL ORDER	
7	DA CHEIGODD II DA CHEIG DOWED (
8	PACIFICORP dba PACIFIC POWER & LIGHT COMPANY (an Oregon		
9	Corporation),		
10	Defendant.		
11	The Public Utility Commission of Oregon, appearing by and through Paul A. Graham,		
12	Assistant Attorney General, and PacifiCorp dba Pacific Power & Light Company, the defendant		
13	herein, hereby stipulate as follows:		
14	1		
15	A Complaint in this case is pending before the Commission charging the defendant with		
16	one violation of law, as set out in the attached Complaint on file herein.		
17	2		
18	Both parties to this proceeding are willing to forego further processing of that Complaint		
19	and further are willing to resolve this matter on the basis of this stipulation.		
20	3	3.	
21	The defendant admits that the violation was committed as alleged in the Complaint and is		
22	willing for the Commission to enter an order finding that the violation was committed as alleged		
23	in the Complaint.		
24	4	l.	
25			
26			

Page 3 - STIPULATION FOR ENTRY OF FINAL ORDER PAG/nal/GEN67528

Department of Justice

1	The parties further agree that the Commission may enter an order assessing civil		
2	monetary penalties against the defendant in the amount of \$1000 under the following terms and		
3	conditions:		
4	A. The Commission shall suspend payment of the penalties (\$1000) for a period of one year		
5	following the entry of the Commission's final order in this case. If defendant complies		
6	with all of the rules adopted by the Oregon Utility Notification Center (OUNC) under		
7	ORS 757.552 for that one year period, the suspended penalties (\$1000) shall be dismissed		
8	and no further penalties shall be imposed for the violation alleged in the Complaint.		
9	B. Within 45 days following entry of the Commission's final order, defendant shall contact the		
10	OUNC Speakers Bureau to arrange for a training session on Oregon excavation laws.		
11	C. In the event that complainant contends that the defendant has not complied with all OUNC		
12	rules for that one year period, complainant may reopen this proceeding and petition for		
13	imposition of all or a portion of the suspended penalties.		
14	D. In such case defendant shall be entitled to a hearing and to be notified of the basis upon		
15	which complainant contends that compliance has not occurred.		
16	5.		
17	This stipulation is conditioned upon final approval of its terms by the		
18	Commission. If the stipulation is not accepted in its entirety, it shall be deemed		
19	withdrawn.		
20	DATED this, 2000.		
21			
22	Paul A. Graham, OSB #77190		
23	Assistant Attorney General		
24	Of Attorneys for PUC Staff		
25	DATED 1: 1 C 2000		
26	DATED this day of		

Page 4 - STIPULATION FOR ENTRY OF FINAL ORDER PAG/nal/GEN67528

1	
2	Representative for Defendant
3	
4	
5	
6	
7	
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	

Page 5 - STIPULATION FOR ENTRY OF FINAL ORDER PAG/nal/GEN67528

Department of Justice 1162 Court Street NE Salem, OR 97310 (503) 378-4620